

2921

Section

Docket No.: PF-0459 US

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I hereby certify that this correspondence is being deposited with the United States Postal Service by first class mail in an envelope addressed to: Assistant Commissioner for Patents, Attn: Box Missing Parts, Washington, D.C. 20231 on 5/26/98

By: Peggy Fazzino

Printed name: Peggy Fazzino

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Lal et al.

Title: HUMAN SIGNAL PEPTIDE-CONTAINING PROTEINS

Serial No.: 09/002,485

Filing Date:

December 31, 1997

Examiner: To Be Assigned

Group Art Unit:

1635

RECEIVED

Assistant Commissioner for Patents

Attn: Box Missing Parts

Washington, D.C. 20231

JUN 15 1998

MAIL ROOM
SERVICE CENTER

**RESPONSE TO NOTICE TO FILE MISSING PARTS
FILING DATE GRANTED**

Sir:

In response to the "Notice to File Missing Parts of Application - Filing Date Granted" mailed by the United States Patent and Trademark Office on March 24, 1998, Applicants submit the following documents to complete the filing for the above-identified patent application:

1. Copy of Notice to File Missing Parts of Application, Filing Date Granted;
2. Executed Declaration and Power of Attorney for United States Patent Application (5 pages);
3. Return postcard.

Please charge the following fees to **Incyte Pharmaceuticals, Inc. Deposit Account**

No. **09-0108**:

Basic surcharge fee for filing the declaration:

\$ 130.00

If the Patent Office determines that additional fees are due or that an excess fee has been paid, the Patent Office is authorized to debit or credit (respectively) **Incyte Pharmaceuticals, Inc. Deposit Account No. 09-0108.**

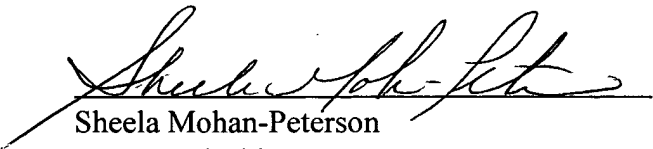
If there are any questions regarding the above, the Examiner is invited to call the undersigned at 650-855-0555.

This response is enclosed in **duplicate.**

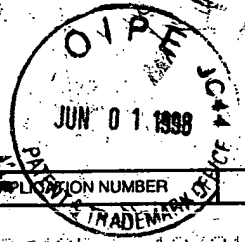
Respectfully submitted,

INCYTE PHARMACEUTICALS, INC.

Date: MAY 26, 1998


Sheela Mohan-Peterson
Reg. No. 41,201

3174 Porter Drive
Palo Alto, CA 94304
Tel: 650-855-0555
Fax: 650-845-4166



UNITED STATES DEPARTMENT OF COMMERCE
 Patent and Trademark Office
 Address: COMMISSIONER OF PATENTS AND TRADEMARKS
 Washington, D.C. 20231

APPLICATION NUMBER 09/002,485	FILING/RECEIPT DATE 12/31/97	FIRST NAMED APPLICANT LAL	ATTORNEY DOCKET NO./TITLE PF-0459US
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LUCY J. BILLINGS
 INCYTE PHARMACEUTICALS INC
 3174 PORTER DRIVE
 PALO ALTO, CA 94304

0252/0324

NOT ASSIGNED

BEST AVAILABLE COPY 1635
 DATE MAILED:

03/24/98

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a
☐ small entity (statement filed) ☐ non-small entity is \$ 130.

- ☐ 1. The statutory basic filing fee is:
☐ missing.
☐ insufficient.
 Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- ☐ 2. Additional claim fees of \$ _____, including any multiple dependent claim fees, are required:
 \$ _____ for _____ independent claims over 3.
 \$ _____ for _____ dependent claims over 20.
 \$ _____ for multiple dependent claim surcharge.
 Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.
- ☐ 3. The oath or declaration:
☐ is missing or unexecuted.
☐ does not cover the newly submitted items.
☐ does not identify the application to which it applies.
☐ does not include the city and state or foreign country of applicant's residence.
 An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.
- ☒ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.
 A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
- ☒ 7. Your filing receipt was mailed in error because your check was returned without payment.
- ☐ 8. The application does not comply with the Sequence Rules.
 See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."
- ☐ 9. 05/02/1998 MORDON 00000030 090108 05002485

Direct reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.